IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO. 140 OF 1993

IN

SUMMARY SUIT NO. 3548 OF 1991

Vijaya Commercial Credit Ltd .....Plffs.
vs.
M/s. Keming Tools Co.Ltd
and Ors. .....Defnds.

Shruti Baid i/b. Raj Baid for the plffs.
Kavita Shah for the defnds.

CORAM: S.U. KAMDAR, J.

DATE : 13th September, 2005.

P.C. :.

1. The chamber order dated 27.7.94 to bring the legal heirs of the deceased defendant no.3 on record is made absolute. Amendment to be carried out within one week.

2. In so far as summons for Judgment No. 140 of

1993 is concerned Learned counsel for the plaintiff states that in view of the fact that the defendant company is in BIFR it seeks leave to withdraw the Summons for Judgment with liberty to take out a fresh Summons for Judgment after the company comes out of the BIFR.

3. Summons for Judgment is dismissed as withdrawn with the aforesaid liberty.

4. The defendants are directed to inform the plaintiffs advocate as well as the Prothonotary and Senior Master, High Court about the status of the proceedings before the BIFR every six months and if any final order is passed then such order to be communicated within 15 days from the passing of the said order.

sd/-

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